IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.GIRI

THURSDAY, THE 27TH SEPTEMBER 2007 / 5TH ASWINA 1929

WP(C).No. 28717 of 2007(R)

PETITIONER:

SRI.K.A.THOMAS,
U.D.CLERK,IRRIGATION SUB DIVISION,
WATER RESOURCES DEPARTMENT,AND NOW WORKING AS
U.D.CLERK,THALAVADI, GRAMA PANCHAYATH,
ALAPPUZHA DISTRICT.

BY ADV. SRI.P.SANTHOSH KUMAR (PANAMPALLI NAGAR)
SRI.LUIZ GODWIN D'COUTH

RESPONDENTS:

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1. THE SECRETARY TO GOVERNMENT,
LOCAL SELF GOVERNMENT DEPARTMENT
GOVT. OF KERALA, GOVT.SECRETARIAT,
THIRUVANANATHAPURAM.

2. THE SECRETARY TO GOVERNMENT,
WATER RESOURCES DEPARTMENT, IRRIGATION,
GOVT.SECRETARIAT,THIRUVANANATHAPURAM.

3. THE CHIEF ENGINEER,
WATER RESOURCES DEPARTMENT
THIRUVANANATHAPURAM.

4. THE CHIEF ENGINEER,
IRRIGATION AND ADMINISTRATION,
THIRUVANANATHAPURAM.

BY ADV. SHRI.BEJOY CHANDRAN, GOVERNMENT PLEADER

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 27/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

V.GIRI, J.

WP(C) No. 28717 of 2007

Dated, this the 27th day of September, 2007

J U D G M E N T

The petitioner, who is an Upper Division Clerk in the Irrigation Department, was deployed to the Local Self Government Department in the year 2002. Apparently, the deployment originally was for a period of two years, which was later extended and the petitioner has now completed five years in the Local Self Government Department. It seems that another person, from the Office of the Deputy Director of Fisheries, Thiruvananthapuram, has been posted as a substitute for the petitioner, but according to the petitioner, she has entered on leave.

2. Having completed five years on deployment, the petitioner is entitled to be transferred back to the parent department. He has brought his grievance to the notice of the Secretary, vide Ext.P3 representation.

3. After having heard the learned counsel for the petitioner and the learned Government Pleader, this writ petition is disposed of directing the 1st respondent to take a decision on Ext.P3 within a period of four weeks from the date of receipt of a copy of this

judgment and see that the petitioner is relieved from his duties and repatriated to his parent department, after posting an appropriate person as a substitute within the said time frame. Needful shall be done within the aforementioned period of four weeks.

(V.GIRI, JUDGE.)

jg